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Attorneys for the California Department of Toxic Substances Control

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:

LYONDELL CHEMICAL COMPANY, et al.,

Debtors.

-----X

CHAPTER 11

Case No. 09-10023 (REG)

Jointly Administered

**NOTICE OF MOTION FOR AN ORDER WITHDRAWING THE REFERENCE**

PLEASE TAKE NOTICE that upon this notice of motion, the accompanying memorandum of law, and the Declaration of Brandon Cowart, the United States of America ("United States"), acting on behalf of the Environmental Protection Agency ("EPA"), by its attorney Preet Bharara, United States Attorney for the Southern District of New York, and the California State Water Resources Control Board (the "State Board") and the California Regional Water Quality Control Board, Los Angeles Region (the "Los Angeles Regional Board," and, collectively with the State Board, the "Water Boards") and the California Department of Toxic Substances Control (the "DTSC") (collectively the "California Environmental Agencies") will move this Court at the United States Courthouse, 500 Pearl Street, New York, New York 10007, for an Order pursuant to 28 U.S.C. § 157(d) and Federal Rule of Bankruptcy Procedure 5011 withdrawing the reference from the United States Bankruptcy Court for the Southern District of New York to the United States District Court for the Southern District of New York of the Debtors' Objection Pursuant to Rule 502 of the Bankruptcy Code to Certain Claims of the United States of America, the Debtors' Objection Pursuant to Rule 502 of the Bankruptcy Code to Certain Claims of the California State Water Resources Control Board, the Debtors' Objection Pursuant to Rule 502 of the Bankruptcy Code to Certain Claims of the California Regional Water Quality Board, and the Debtors' Objection Pursuant to Rule 502 of the Bankruptcy Code to Certain Claims of the California Department of Toxic Substances Control (collectively, the "Debtors' Objections"), as well as for such other relief as the Court deems just and proper.

Dated: New York, New York  
September 30, 2009

PREET BHARARA

United States Attorney for the  
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By: /s/ Jeannette Vargas  
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